

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Fernand LABRIE

Serial No.: 10/052,803

Filed: November 7, 2001

For: SELECTIVE ESTROGEN RECEPTOR MODULATORS IN COMBINATION WITH  
ESTROGENS

Date: November 1, 2004

Group Art Unit: 1617

Examiner: Shaojia A. Jiang

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

PETITION AND FEE FOR AUTOMATIC EXTENSION OF TIME  
UNDER 37 CFR 1.17, 1.136(a) AND 35 USC 41(a)8

Sir:

Applicant hereby petitions the Commissioner for Patents to extend the time for filing a response to the outstanding Office Action by three months. Enclosed is our check No. \_\_\_\_\_ which includes the amount of \$980.00 for the petition fee in accordance with 37 CFR 1.17 computed as:

\_\_\_\_ Response within first month

\_\_\_\_ Response within second month

☒ Response within third month☒ not small entity (\$980) \_\_\_\_ small entity (\$490)

You are authorized to charge to our Deposit Account No. 15-0700 any additional amounts owing.

If this petition is inadequate to avoid abandonment, the Assistant Commissioner for Patents is petitioned, under 37 C.F.R. §1.136(a), to extend the time by the number of months which will avoid abandonment under 37 C.F.R. §1.135. The fee under 37 C.F.R. § 1.17 should be charged to our Deposit Account No. 15-0700.

## EXPRESS MAIL CERTIFICATE

Respectfully submitted,

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail to Addressee (mail label # EV 342536226US) in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, Alexandria, VA 22313-1450, on November 1, 2004

Dorothy Jenkins

Name of Person Mailing Correspondence

Signature

November 1, 2004

Date of Signature

WOG:mjb

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